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**IN THE
UNITED STATES
PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF: Elliott et al.
CASE: DIA-011115
SER. NO.: 09/857,325
FILING DATE: January 19, 2001
FOR: PREPARATION AND
XENOTRANSPLANTATION OF
PORCINE ISLETS

THREE MONTH
EXTENSION OF TIME

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COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

ATTENTION OF: A.U. 1632

EXAMINER: Li, Quan J.

Dear Sir:

If any charges or fees must be paid in connection with the following communication, they may be paid out of our Deposit Account No. 50-0545.

In accordance with 37 C.F.R. Section 1.136, Applicant respectfully requests an extension of the period in which to file the response to the Office Action mailed July 30, 2003, regarding the above-identified patent application, for an additional three months, from October 30, 2003 up to and including January 30 2004.

02/06/2004 BABRAHA1 00000054 09857325

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475.00 OP

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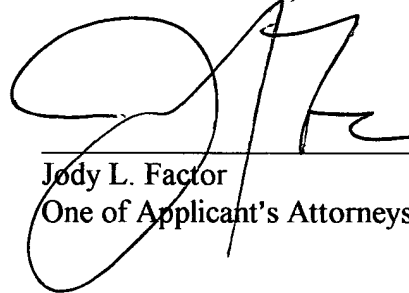
In accordance with 37 C.F.R. Section 1.136, Applicant respectfully submits that a response was originally required to be filed on December 30, 2003, a period of three months from the mailing date of the Office Action; that the above-identified patent application is not involved in an interference proceeding; and that the Applicant herewith submits the three month small entity Extension of Time fee of \$475.00, pursuant to 37 C.F.R. Section 1.17(a).

Applicant accordingly petitions for acceptance of the presently requested three month extension of time.

Should anything further be required, a telephone call to the undersigned, at (317) 344-1818, is respectfully invited.

Respectfully submitted,

FACTOR & LAKE, LTD.



Jody L. Factor
One of Applicant's Attorneys

Dated: January 29, 2004

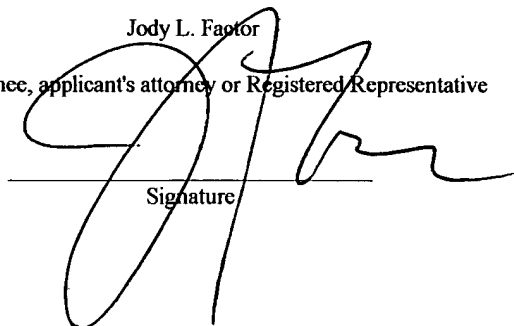
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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Patent Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on January 29, 2004.

Jody L. Factor

Name of Applicant, assignee, applicant's attorney or Registered Representative



Signature